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Attorneys for Plaintiff, SCOTT KOLLER

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SCOTT KOLLER, an individual, on behalf
of himself, the general public and those
similarly situated,

Plaintiff,

v.

DEOLEO USA, INC.; and MED FOODS,
INC.,

Defendants.

CASE NO. 3:14-cv-02400-RS

ORDER

STIPULATION TO CONTINUE CASE
DEADLINES PENDING CONTINUED
SETTLEMENT NEGOTIATIONS

1
2 WHEREAS, the Parties continue to make progress in the settlement discussions
3 previously described to this Court on November 15, 2017 (dkt. # 129);

4 WHEREAS, the Parties believe that they will benefit from continued settlement
5 negotiations;

6 WHEREAS, in the near term, Plaintiff is required to submit a reply in support of his
7 motion for partial summary adjudication on December 21, 2017;

8 WHEREAS, the Parties believe it would be better to conserve time and resources
9 continuing to negotiate a settlement and finalizing a written settlement agreement if they reach
10 agreement on the material terms;

11 WHEREAS, on December 18, 2017, the Court continued the January 4, 2018 hearing and
12 case management conference to January 25, 2018; a hearing on the motion is currently scheduled
13 for 1:30 p.m. on January 4, 2018 (dkt. ## 133, 134);

14 WHEREAS, pursuant to Local Civil Rule 6-1(b), a Court order is necessary to extend the
15 briefing schedule;

16 WHEREAS, the postponement will not impact any other scheduled dates;

17 WHEREAS, only two other time modifications have been requested on this motion;

18 NOW, THEREFORE, IT IS STIPULATED, by and between the undersigned parties,
19 through their respective counsel of record, pursuant to Rule 6 and Local Civil Rules 6-1(b) and
20 2(a), that Plaintiff shall file his reply in support of his motion for partial summary judgment on
21 February 1, 2017, and the parties shall appear on ^{March 1,} ~~February 15,~~ at 1:30 p.m. for the hearing on that
22 motion and the case management conference.

23 STIPULATED AND AGREED:

24 Dated: December 19, 2017

25 /s/ Kristen G. Simplicio

26 Adam J. Gutride

27 Seth A. Safier

28 Kristen G. Simplicio

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Attorneys for Plaintiff

Dated: December 19, 2017

/s/ Jeffrey Margulies
Jeffrey Margules
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Attorneys for Defendant
Deoleo USA, Inc.

Pursuant to Local Civil Rule 6-2(a), and **GOOD CAUSE APPEARING THEREFOR**,
the stipulated schedule set forth above is hereby adopted.

IT IS SO ORDERED.

DATED: 12/20/17


THE HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE